

§ 319.37-2

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field, greenhouse, screenhouse, or premises.

Prohibited article. Any plant for planting designated in § 319.37-2 (a) or (b), except wood articles regulated under §§ 319.40-1 through 319.40-11, “Subpart—Logs, Lumber, and Other Unmanufactured Wood Articles.”

Quarantine pest. A plant pest or noxious weed that is of potential economic importance to the United States and not yet present in the United States, or present but not widely distributed and being officially controlled.

Regulated plant. A vascular or non-vascular plant. Vascular plants include gymnosperms, angiosperms, ferns, and fern allies. Gymnosperms include cycads, conifers, and ginkgo. Angiosperms include any flowering plant. Fern allies include club mosses, horsetails, whisk ferns, spike mosses, and quillworts. Nonvascular plants include mosses, liverworts, hornworts, and green algae.

Restricted article. Any plant for planting, excluding any prohibited articles listed in § 319.37-2(a) or (b) of this subpart, any articles whose importation is not authorized pending pest risk analysis under § 319.37-2a of this subpart, and excluding any articles regulated in §§ 319.8 through 319.28 or 319.41 through 319.74-4 of this part and any articles regulated in part 360 of this chapter.

Secretary. The Secretary of Agriculture, or any other officer or employee of the Department of Agriculture to whom authority to act in his/her stead has been or may hereafter be delegated.

Soil. The loose surface material of the earth in which plants, trees, and shrubs grow, in most cases consisting of disintegrated rock with an admixture of organic material and soluble salts.

***Solanum* spp. true seed.** Seed produced by flowers of *Solanum* capable of germinating and producing new *Solanum* plants, as distinguished from *Solanum* tubers, whole or cut, that are referred to as *Solanum* seeds or seed potatoes.

Spp. (species). All species, clones, cultivars, strains, varieties, and hybrids, of a genus.

State. Any of the several States of the United States, the Commonwealth of the Northern Mariana Islands, the Commonwealth of Puerto Rico, the District of Columbia, Guam, the Virgin Islands of the United States, or any other territory or possession of the United States.

State Plant Regulatory Official. The official authorized by the State to sign agreements with Federal agencies involving operations of the State plant protection agency.

Taxon (taxa). Any grouping within botanical nomenclature, such as family, genus, species, or cultivar.

United States. All of the States.

[45 FR 31585, May 13, 1980, as amended at 50 FR 8706, Mar. 5, 1985; 56 FR 19790, Apr. 30, 1991; 57 FR 43145, Sept. 18, 1992; 58 FR 38267, July 16, 1993; 60 FR 3077, Jan. 13, 1995; 60 FR 27674, May 25, 1995; 63 FR 13484, Mar. 20, 1998; 66 FR 21055, Apr. 27, 2001; 69 FR 21946, Apr. 23, 2004; 69 FR 61586, Oct. 20, 2004; 72 FR 43517, Aug. 6, 2007; 76 FR 31208, May 27, 2011; 78 FR 25570, May 2, 2013]

§ 319.37-2 Prohibited articles.

(a) The following listed articles from the designated countries and localities are prohibited articles and are prohibited from being imported or offered for entry into the United States except as provided in paragraph (c) of this section.

Prohibited article (includes seeds only if specifically mentioned)	Foreign places from which prohibited	Quarantine pests existing in the places named and capable of being transported with the prohibited article
<i>Abelmoschus</i> spp. (okra)	Africa	Cotton leaf curl agent.
	Brazil	Cotton Anthracnose agent.
	Bangladesh, India, Sri Lanka	Bhendi yellow vein mosaic agent.
	Cote d'Ivoire, Nigeria	Okra mosaic virus.
	Iraq	Okra yellow leaf curl agent.
	Papua New Guinea, Trinidad and Tobago	Okra mosaic agents.
<i>Abies</i> spp. (fir)	All except Canada	50 or more species of rusts including <i>Chrysomyxa abietis</i> (Wallr.) Ung. (a rust causing a serious needle disease); <i>Phaciopycnis pseudotsuga</i> (M. Wils.) Hahn (Douglas fir canker).
<i>Acacia</i> spp. (acacia)	Australia and Oceania	<i>Uromycladium tepperianum</i> (Sacc.) McAlp. (Rust).

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<i>Acer</i> spp. (maple) (except <i>Acer palmatum</i> and <i>Acer japonicum</i> meeting the conditions for importation in § 319.37-5(m). <i>Actinidia</i> spp. (Chinese gooseberry, kiwi).. <i>Adonia</i> spp	Japan Europe, Japan Japan and Taiwan All	<i>Xanthomonas acerna</i> (Ogawa) Burk. Maple mosaic or variegation diseases. <i>Pucciniastrum actinidiae</i> Hiratusuka (Rust). A diversity of diseases including, but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Aeglopsis</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x).. <i>Aesculus</i> spp. (horsechestnut)	All Czech Republic, Germany, Romania, Slovakia, United Kingdom. All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening). Horsechestnut variegation or yellow mosaic diseases.
<i>Aiphanes</i> spp. (coyure, ruffle, and spine palm). <i>Allagoptera arenaria</i>	All All	A diversity of diseases including but not limited to: lethal yellowing disease; cadang-cadang disease. A diversity of diseases including, but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Althaea</i> spp. (althaea, hollyhock) <i>Arachis</i> spp. (peanut) seed only (all other <i>Arachis</i> articles are included under Fabaceae). <i>Areca</i> spp	Africa Bangladesh, India, Sri Lanka India, Indonesia, Japan, People's Republic of China, Philippines, Taiwan, Thailand. Burkina Faso, Cote d'Ivoire, Senegal India. All	Cotton leaf curl agent. Bhendi yellow vein mosaic agent. Peanut stripe virus. Peanut clump virus. Indian peanut clump virus. A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Arenga</i> spp. (sugarpalm)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Arikuryroba</i> spp. (arikury palm)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
Articles listed in § 319.37-2(b)	All except Canada	A diversity of diseases, insects, and other pests, including but not limited to: <i>Cactoblastis cactorum</i> (Berg); <i>Metamasius</i> spp.; <i>Opogona sacchari</i> (Bojer); <i>Chrysomya himalensis</i> Barclay (Spruce needle rust); <i>Aecidium mori</i> Barclay (Mulberry rust); <i>Pseudomonas lignicola</i> Westherd. & Buis. (Bacterial stain); <i>Pucciniastrum areolatum</i> (Fr.) Otth. (Cherry-spruce rust).
<i>Atalantia</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x).. <i>Balsamocitrus</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x).. Bambuseae (seeds, plants, and cuttings). <i>Berberis</i> spp. (barberry) (plants of all species and horticultural varieties not designated as resistant to black stem rust in accordance with § 301.38-1 of this chapter). <i>Berberis</i> spp. (barberry) destined to an eradication State listed in § 301.38-2a of this chapter (plants of all species and horticultural varieties designated as resistant to black stem rust in accordance with § 301.38-1 of this chapter). <i>Berberis</i> spp. (barberry) seed <i>Bergera</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x).. <i>Blighia sapida</i> (akee) <i>Borassus</i> spp. (palmyra palm)	All All All All All All Cote d'Ivoire, Nigeria All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening). <i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening). Various plant diseases, Including bamboo smut (<i>Ustilago shiraiana</i>) <i>Puccinia graminis</i> Pers. (Black stem rust). <i>Puccinia graminis</i> Pers. (Black stem rust). <i>Puccinia graminis</i> Pers. (Black stem rust). <i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening). Okra mosaic virus. A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.

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<i>Brugmansia</i> spp.	Colombia	<i>Datura Columbia</i> virus.
<i>Calodendrum</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Caryota</i> spp. (fishtail palm)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Castanea</i> spp. (chestnut)	All	<i>Cryphonectria parasitica</i> (Murrill) Barr (chestnut blight); <i>Dryocosmus kuriphilus</i> Yasumatsu (gall wasp).
<i>Cedrus</i> spp. (cedar)	Europe	<i>Phacidiopycnis pseudotsuga</i> (M. Wils.) Hahn (Douglas fir canker).
<i>Chaenomeles</i> spp. (flowering quince) not meeting the conditions for importation in § 319.37-5(b).	All	<i>Fusarium fuliginosporum</i> Sibia (Seedling disease).
<i>Chrysalidocarpus</i> spp. (butterfly palm).	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Chrysanthemum</i> , spp. (chrysanthemum, includes <i>Dendranthema</i> spp.).	Andorra, Argentina, Australia, Belarus, Bosnia and Herzegovina, Brazil, Brunei, Canary Islands, Chile, China, Colombia, Croatia, Ecuador, Iceland, Japan, Korea, Liechtenstein, Macedonia, Malaysia, Mexico, Moldova, Monaco, New Zealand, Norway, Peru, Republic of South Africa, Russia, San Marino, Switzerland, Taiwan, Thailand, Tunisia, Ukraine, Uruguay, Venezuela, Yugoslavia; the European Union (Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, and United Kingdom); and all countries, territories, and possessions of countries located in part or entirely between 90° and 180° East longitude.	<i>Puccinia horiana</i> P. Henn. (white rust of chrysanthemum).
<i>Citrofortunella</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Citronclrus</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Citrus</i> spp. seed not meeting the conditions for importation in § 319.37-5(w)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening); citrus variegated chlorosis.
<i>Clausena</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Cocos</i> spp. (other than <i>Cocos nucifera</i>).	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Cocos nucifera</i> (coconut) (including seed) (Coconut seed without husk or without milk may be imported into the United States in accordance with § 319.56-11).	All except from Jamaica or Costa Rica if meeting the conditions for importation in § 319.37-5(g).	A diversity of diseases including but not limited to: lethal yellowing disease; cadang-cadang disease.
<i>Corypha</i> spp.	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.

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<i>Crocsmia</i> spp. (montebretia)	Africa	<i>Puccinia mcleanii</i> Doidge (rust), <i>Uredo gladioli-buettneri</i> Bub. (rust), <i>Uromyces gladioli</i> P. Henn. (rust), <i>U. nyikensis</i> Syd. (rust).
<i>Crocsmia</i> spp. (montebretia), except bulbs in commercial shipments.	Argentina, Uruguay	<i>U. gladioli</i> P. Henn. (rust).
<i>Cydonia</i> spp. (quince) not meeting the conditions for importation in § 319.37-5(b).	Africa, Brazil, France, Italy, Malta, Mauritius, Portugal.	<i>U. transversalis</i> (Thuem.) Wint. (rust).
<i>Datura</i> spp.	All	A diversity of diseases including but not limited to those listed for <i>Cydonia</i> in § 319.37-5(b)(1).
<i>Datura</i> spp. (woody species)	India	Datura distortion or enation mosaic virus.
<i>Dendranthema</i> spp. (chrysanthemum).	(See <i>Brugmansia</i> spp.).	
<i>Dictyosperma</i> spp. (Princesspalm)	See <i>Chrysanthemum</i> spp.	See <i>Chrysanthemum</i> spp.
	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Dracaena</i> spp. plants not meeting the conditions for import in § 319.37-5(y).	Costa Rica	<i>Ancistrocercus circumdatus</i> ; <i>Caldwelliella reservata</i> ; <i>Chaetanaphothrips signipennis</i> (banana rust thrips); <i>Coccus viridis</i> (green scale); <i>Diplosolenodes occidentalis</i> (spotted leatherleaf slug); <i>Erioloides consobrinus</i> ; <i>Neoconocephalus affinis</i> (rattler conehead katydid); <i>Oncometopia clarior</i> (blue sharpshooter); <i>Ovachlamys fulgens</i> ; <i>Pallifera costaricensis</i> (Costa Rica mantle slug); <i>Planococcus minor</i> (passionvine mealybug); <i>Pseudococcus landoi</i> (lando mealybug); <i>Sarasina plebeia</i> (Caribbean leatherleaf slug); <i>Succinea costaricana</i> ; <i>Xylosandrus morigerus</i> (brown coffee twig beetle).
<i>Elaeis</i> spp. (oil palm)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Erianthus</i> spp. (plumegrass)	All	<i>Puccinia melanocephala</i> H. Syd. & P. Syd. (Sugar-cane rust).
<i>Eucalyptus</i> spp. (eucalyptus)	Europe, Sri Lanka, and Uruguay	<i>Pestalotia disseminata</i> Thuem. (parasitic leaf fungus).
<i>Euonymus</i> spp. (euonymus)	Europe, Japan	<i>Euonymus</i> mosaic diseases.
Fabaceae (=Leguminosae) (herbaceous spp. only).	All except Canada	A diversity of diseases including but not limited to: African soybean dwarf agent, alfalfa enation virus, azuki bean mosaic virus, bean golden mosaic virus, cowpea mild mottle virus, French bean mosaic virus, groundnut chlorotic leaf streak virus, groundnut chlorotic spotting virus, groundnut rosette agents, groundnut witches broom MLO, horsegum yellow mosaic virus, Indonesian soybean dwarf virus, lima bean mosaic virus, lucerne Australian symptomless virus, lucerne vein yellowing virus, mung bean yellow mosaic virus, peanut stripe virus, red clover mottle virus, and soybean dwarf virus.
<i>Fortunella</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x).	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Fragaria</i> spp. (strawberry) not meeting the conditions for importation in § 319.37-5(h).	All except Canada	<i>Phytophthora fragariae</i> Hickman (Red stele disease).
<i>Fraxinus</i> spp. (ash)	All except for any county or municipal regional county in Canada not regulated because of the emerald ash borer.	<i>Agrilus planipennis</i> (emerald ash borer).
	Europe	<i>Pseudomonas savastanoi</i> var. <i>fraxini</i> (Brown Dowson (Canker and dwarfing disease of ash).
<i>Gaussia</i> spp. (Ilumepalm)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Gladiolus</i> spp. (gladiolus)	Africa	<i>Puccinia mcleanii</i> Doidge (rust), <i>Uredo gladioli-buettneri</i> Bub. (rust), <i>Uromyces gladioli</i> P. Henn. (rust), <i>U. nyikensis</i> Syd. (rust).
	Argentina, Uruguay	<i>U. gladioli</i> P. Henn. (rust).
<i>Gladiolus</i> spp. (gladiolus), except bulbs in commercial shipments.	Africa, Brazil, France, Italy, Malta, Mauritius, Portugal.	<i>U. transversalis</i> (Thuem.) Wint. (rust).

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<i>Gossypium</i> spp. (cotton, cottontree)	All	A diversity of diseases including but not limited to: cotton leaf curl virus; cotton virescence agent; small leaf virus.
<i>Hibiscus</i> spp. (kenaf, hibiscus, rose mallow).	Africa	Cotton leaf curl agent.
	Brazil	Cotton anthracnose agent.
	India	Hibiscus leaf curl agent.
<i>Howea</i> spp. (sentry palm) not meeting the conditions in § 319.37-5(n).	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Hydrangea</i> spp. (hydrangea)	Japan	<i>Aecidium hydrangeae-paniculatea</i> Dietel.
<i>Hyophorbe</i> spp. (palm)	All	A diversity of diseases including but not limited to: lethal yellowing disease; cadang-cadang disease.
<i>Ipomoea</i> spp. (sweetpotato)	All except Canada	A diversity of diseases including but not limited to: sweetpotato witches broom (little leaf); and sweetpotato viruses of eastern Africa.
<i>Jasminum</i> spp. (jasmine)	Belgium, Germany, Great Britain	Jasmine variegation diseases.
	India	Chlorotic ringspot, phyllody, yellow ring mosaic diseases.
	Philippines	Sampaguita yellow ringspot mosaic diseases.
<i>Juniperus</i> spp. (juniper)	Austria, Finland, and Romania	<i>Stigmata deflexans</i> (Karst) Ellis (Needlecast disease).
	Europe	<i>Phacidiopycnis pseudotsuga</i> (M. Wils.) Hahn (Douglas fir canker).
<i>Larix</i> spp. (larch)	Provinces of New Brunswick and Nova Scotia in Canada, Europe, and Japan.	<i>Lachnellula willkommii</i> (Hartig) Dennis (European larch canker).
	Europe	<i>Phacidiopycnis pseudotsuga</i> (M. Wils.) Hahn (Douglas fir canker).
<i>Latania</i> spp.	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Leersia</i> spp. (cutgrass) seed only (all other <i>Leersia</i> articles are included under <i>Poaceae</i>).	All	<i>Xanthomonas campestris</i> pv. <i>oryzae</i> (Ishiyama) Dye.
<i>Lens</i> spp. seed (lentil)	South America	<i>Uromyces viciae-fabae</i> (Pers.) Schroet. (Rust).
<i>Leptochloa</i> spp. (sprangletop) seed only (all other <i>Leptochloa</i> articles are included under <i>Poaceae</i>).	All	<i>Xanthomonas campestris</i> pv. <i>oryzae</i> (Ishiyama) Dye.
<i>Leucanthemella serotina</i>	Andorra, Argentina, Australia, Belarus, Bosnia and Herzegovina, Brazil, Brunei, Canary Islands, Chile, China, Colombia, Croatia, Ecuador, Iceland, Japan, Korea, Liechtenstein, Macedonia, Malaysia, Mexico, Moldova, Monaco, New Zealand, Norway, Peru, Republic of South Africa, Russia, San Marino, Switzerland, Taiwan, Thailand, Tunisia, Ukraine, Uruguay, Venezuela, Yugoslavia; the European Union (Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, and United Kingdom); and all countries, territories, and possessions of countries located in part or entirely between 90° and 180° East longitude.	<i>Puccinia horiana</i> P. Henn. (white rust of chrysanthemum).
<i>Ligustrum</i> spp. (privet)	Europe	<i>Ligustrum</i> mosaic diseases.
<i>Limonia</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).

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<i>Livistona</i> spp. (fan palm)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Mahoberberis</i> spp. (plants of all species and horticultural varieties not designated as resistant to black stem rust in accordance with § 301.38-1 of this chapter).	All	<i>Puccinia graminis</i> Pers. (Black stem rust).
<i>Mahoberberis</i> spp. destined to an eradication State listed in § 301.38-2(a) of this chapter (plants of all species and horticultural varieties designated as resistant to black stem rust in accordance with § 301.38-1 of this chapter).	All	<i>Puccinia graminis</i> Pers. (Black stem rust).
<i>Mahoberberis</i> spp. seed	All	<i>Puccinia graminis</i> Pers. (Black stem rust).
<i>Mahonia</i> spp. (mahonia) (plants of all species and horticultural varieties not designated as resistant to black stem rust in accordance with § 301.38-1 of this chapter).	All	<i>Puccinia graminis</i> Pers. (Black stem rust).
<i>Mahonia</i> spp. (mahonia) destined to an eradication State listed in § 301.38-2(a) of this chapter (plants of all species and horticultural varieties designated as resistant to black stem rust in accordance with § 301.38-1 of this chapter).	All	<i>Puccinia graminis</i> Pers. (Black stem rust).
<i>Mahonia</i> spp. seed	All	<i>Puccinia graminis</i> Pers. (Black stem rust).
<i>Malus</i> spp. (apple, crabapple) not meeting the conditions for importation in § 319.37-5(b).	All	A diversity of diseases including but not limited to those listed for <i>Malus</i> in § 319.37-5(b)(1).
<i>Mangifera</i> spp. (mango) seed only. (Prohibition not applicable to seeds imported into Guam, Hawaii, and the Northern Mariana Islands).	All except Guimaras Island (Republic of the Philippines) and North and South America (excluding Barbados, the British Virgin Islands, Dominica, French Guiana, Grenada, Guadeloupe, Martinique, St. Lucia, St. Vincent and the Grenadines, and Trinidad and Tobago).	<i>Sternonchetus mangiferae</i> F. (mango seed weevil).
<i>Manihot</i> spp. (cassava)	All except Canada	A diversity of diseases, insects, and other pests including but not limited to: <i>Mononychellus tanajopa</i> (Bondar) (cassava mite); <i>Phenococcus manihotis</i> Matile-Ferrero (cassava mealybug); <i>Xanthomonas manihotis</i> (Arthand-Berthet) Starr (Bacterial blight); Cassava brown streak virus; Cassava latent virus; Cassava African mosaic virus; Cassava common mosaic virus.
<i>Mascarena</i> spp.	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Microcitrus</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Morus</i> spp. (mulberry)	India, Japan, Korea, People's Republic of China, Thailand, and the geographic area formerly known as the Union of Soviet Socialist Republics.	Mulberry dwarf or mulberry mosaic diseases.
<i>Murraya</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Nannorrhops</i> spp. (mazaripalm)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Neodypsis</i> spp. (palm)	All	A diversity of diseases including but not limited to: lethal yellowing disease; cadang-cadang disease.

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<i>Nipponanthemum nipponicum</i>	Andorra, Argentina, Australia, Belarus, Bosnia and Herzegovina, Brazil, Brunei, Canary Islands, Chile, China, Colombia, Croatia, Ecuador, Iceland, Japan, Korea, Liechtenstein, Macedonia, Malaysia, Mexico, Moldova, Monaco, New Zealand, Norway, Peru, Republic of South Africa, Russia, San Marino, Switzerland, Taiwan, Thailand, Tunisia, Ukraine, Uruguay, Venezuela, Yugoslavia; the European Union (Austria, Belgium, Bulgaria, Cyprus, Czech Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Ireland, Italy, Latvia, Lithuania, Luxembourg, Malta, Netherlands, Poland, Portugal, Romania, Slovakia, Slovenia, Spain, Sweden, and United Kingdom); and all countries, territories, and possessions of countries located in part or entirely between 90° and 180° East longitude.	<i>Puccinia horiana</i> P. Henn. (white rust of chrysanthemum).
<i>Pelargonium</i> spp. not meeting the conditions for importation in § 319.37-5(r).	All	Potato brown rot (<i>Ralstonia solanacearum</i> race 3 biovar 2).
<i>Pelargonium</i> spp. plants not meeting the conditions for importation in § 319.37-5(u).	Canary Islands (Spain)	<i>Helicoverpa armigera</i> , <i>Chrysodeixis chalcites</i> , and <i>Synggrapha circumflexa</i> (syn. <i>Cornutiplusia circumflexa</i>).
<i>Persea</i> spp. (avocado) seed	Central and South America, and Mexico.	<i>Heilipus lauri</i> Boh. (Avocado weevil); <i>Stenomacra catenifer</i> Wals. (Avocado seed moth); <i>Conotrachelus</i> spp.
<i>Philadelphus</i> spp. (mock orange) ...	Europe	Elm mottle virus.
<i>Phoenix</i> spp. (date)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Picea</i> spp. (spruce)	Europe, Japan, and Siberia	<i>Chrysomya ledi</i> (Alb. & Schw.) d By var. <i>rhododendri</i> (DC) Savile. (Rhododendron-spruce needle rust).
	Europe.	<i>Phaciopoponchis pseudotsuga</i> (M. Wils.) Hahn (Douglas fir canker).
<i>Pinus</i> spp. (pine) (2- or 3-leaved) ...	Europe and Japan	<i>Cronartium flaccidum</i> (Alb. & Schw.) Wint. (Rust causing serious stunting of hard pines.)
	Japan.	Gall-forming rust.
Plants (except bulbs, dormant herbaceous perennials, and seeds) not meeting the conditions for importation in § 319.37-5(v).	Israel	<i>Spodoptera littoralis</i> and other quarantine pests.
<i>Poaceae</i> (vegetative parts of all grains and grasses, except species of Bambuseae).	All except Canada	A wide diversity of plant diseases, including but not limited to: banana streak virus, barley yellow mosaic virus, barley yellow striate mosaic virus, brome streak mosaic virus, cereal chlorotic mosaic virus, cocksfoot mild mosaic virus, corn stunt spiroplasma, Cynodon chlorotic streak virus, cynosurus mottle virus, Echinochloa ragged stunt virus, European aster yellows MLO, European wheat striate mosaic virus, Iranian maize mosaic virus, maize bushy stunt MLO, maize chlorotic mottle virus, maize mosaic virus, maize mottle/chlorotic stunt virus, maize rough dwarf virus, maize streak virus, maize stripe virus, northern cereal mosaic virus, oat red streak mosaic virus, oat sterile dwarf virus, rice dwarf virus, rice gall dwarf virus, rice tungro virus, rice wilted stunt virus, rice yellow mottle virus, rice yellow dwarf agent, yellow dwarf agent, sugarcane white leaf MLO, wheat yellow leaf virus, and wheat yellowing stripe bacterium.

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Prohibited article (includes seeds only if specifically mentioned)	Foreign places from which prohibited	Quarantine pests existing in the places named and capable of being transported with the prohibited article
<i>Poncirus</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus</i> Liberibacter spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Populus</i> spp. (aspen, cottonwood, poplar).	Europe	<i>Xanthomonas populi</i> Ride (Canker).
<i>Pritchardia</i> spp.	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Prunus</i> spp. (almond, apricot, cherry, cherry laurel, English laurel, nectarine, peach, plum, prune) not meeting the conditions for importation in § 319.37-5(b).	All	A diversity of diseases including but not limited to those listed for <i>Prunus</i> in § 319.37-5(b)(1).
<i>Prunus</i> spp. seed only (almond, apricot, nectarine, peach, plum, and prune, but not species in subgenus <i>Cerasus</i>) not meeting the conditions for importation in § 319.37-5(j).	All	Plum pox (Sharka) virus.
<i>Pseudolarix</i> spp. (golden larch)	Provinces of New Brunswick and Nova Scotia in Canada, Europe, and Japan.	<i>Lachnellula willkommii</i> (Hartig) Dennis (European larch canker).
<i>Pseudotsuga</i> spp. (Douglas fir)	Europe	<i>Phaciidiopycnis pseudotsuga</i> (M. Wils.) Hahn (Douglas fir canker).
<i>Pyrus</i> spp. (pear) not meeting the conditions for importation in § 319.37-5(b).	All	A diversity of diseases including but not limited to those listed for <i>Pyrus</i> in § 319.37-5(b)(1).
<i>Quercus</i> spp. (oak)	Japan	<i>Stereum hiugense</i> Imazeki (White rot); a gall-forming rust.
<i>Ravena</i> spp. (palm)	All	A diversity of diseases including but not limited to: lethal yellowing disease; cadang-cadang disease.
<i>Ribes</i> spp. (currant, gooseberry)	Europe and New Zealand	Black currant reversion agent.
<i>Rosa</i> spp. (rose)	Australia, Bulgaria, Italy, and New Zealand.	Rose wilt virus.
<i>Rubus</i> spp. not meeting the conditions for importation in § 319.37-5(f).	Europe	<i>Rubus</i> stunt agent
<i>Salix</i> spp. (willow)	Belgium, Germany, Great Britain, Japan, and the Netherlands.	<i>Erwinia salicis</i> (Day) Chester (Watermark disease).
Seeds of all kinds when in pulp	All except Canada	Fruit flies, or other injurious insects.
<i>Severinia</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus</i> Liberibacter spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Solanum</i> spp. (potato) (tuber bearing species only—Section Tuberarium), including potato tubers.	All except Canada (except Newfoundland and that portion of the Municipality of Central Saanich in the Province of British Columbia east of the West Saanich Road)..	Andean potato latent virus; Andean potato mottle virus; potato mop top virus; dulcamara mottle virus; tomato blackring virus; tobacco rattle virus; potato virus Y (tobacco vein necrosis strain); potato purple top wilt agent; potato marginal flavescence agent; potato purple top roll agent; potato witches broom agent; stolbur agent; parastolbur agent; potato leaflet stunt agent; potato spindle tuber viroid; arracacha virus B; potato yellowing virus.
<i>Solanum</i> spp. true seed (tuber bearing species only—Section Tuberarium).	All except Canada, New Zealand, and the X region of Chile (that area of Chile between 39° and 44° South latitude—see § 319.37-5(o)).	Andean potato latent virus, potato virus T, tobacco ringspot virus (Andean potato calico strain); arracacha virus B; potato yellowing virus.
<i>Solanum</i> spp. not meeting the conditions for importation in § 319.37-5(r).	All	Potato brown rot (<i>Ralstonia solanacearum</i> race 3 biovar 2).
<i>Sorbus</i> spp. (mountain ash)	Czech Republic, Denmark, Germany, Slovakia.	Mountain ash variegation or ringspot mosaic disease.
<i>Swinglea</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus</i> Liberibacter spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Syringa</i> spp. (lilac) not meeting the conditions for importation in § 319.37-5(i).	Europe	Elm mottle virus.

Prohibited article (includes seeds only if specifically mentioned)	Foreign places from which prohibited	Quarantine pests existing in the places named and capable of being transported with the prohibited article
<i>Theobroma</i> spp. (cacao)	All	A diversity of diseases and pests including but not limited to: cocoa swollen shoot virus, cocoa mottle leaf virus, cocoa yellow mosaic virus, cocoa necrosis virus, <i>Crinipellis perniciosa</i> (Stahel) Singer (witches broom fungus), <i>Monilia rorei</i> — <i>Moniliophthora rorei</i> (CiF.) H.C. Evans <i>et al.</i> (watery pod rot), cocoa isolates of <i>Ceratocystis fimbriata</i> Ellis and Halst (wilts), <i>Trachysphaera fructigena</i> Tabor and Bunting (mealy pod agents of cushy gall disease), <i>Oncobasidium theobromae</i> Talbot and Keane (vascular streak die-back), <i>Xyleborus</i> spp. beetles and <i>Acrocercops crumella</i> (Snellen) (cocoa moth).
<i>Toddalia</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Trachycarpus</i> spp. (windmill palm)	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Triphasia</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Ulmus</i> spp. (elm) (including seeds)	Europe	Elm mottle virus.
<i>Vaccinium</i> spp. plants not meeting the conditions for importation in § 319.37-5(t).	Canada	Blueberry scorch carlavirus (strains BC-1 and BC-2).
<i>Veitchia</i> spp.	All	A diversity of diseases including but not limited to: Lethal yellowing disease; Cadang-cadang disease.
<i>Vepris</i> spp. seed not meeting the conditions for importation in § 319.37-5(w) or (x)..	All	<i>Candidatus Liberibacter</i> spp. (Huanglongbing disease of citrus, Citrus greening).
<i>Vitis</i> spp. (grape) not meeting the conditions for importation in § 319.37-5(b).	All	A diversity of diseases including but not limited to those specified for <i>Vitis</i> in § 319.37-5(b)(1).
<i>Watsonia</i> spp. (bugle lily)	Africa	<i>Puccinia mcleanii</i> Doidge (rust), <i>Uredo gladioli-buettneri</i> Bub. (rust), <i>Uromyces gladioli</i> P. Henn. (rust), <i>U. nyikensis</i> Syd. (rust).
<i>Watsonia</i> spp. (bugle lily), except bulbs in commercial shipments.	Argentina, Uruguay	<i>U. gladioli</i> P. Henn. (rust).
<i>Zizania</i> spp. (wild rice) seed only (all other <i>Zizania</i> articles are included under Poaceae).	Africa, Brazil, France, Italy, Malta, Mauritius, Portugal.	<i>U. transversalis</i> (Thuem.) Wint. (rust).
	All except Canada	<i>Xanthomonas campestris</i> pv. <i>oryzae</i> (Ishiyama) Dye.

(b) The following listed articles from all foreign places except Canada are prohibited articles and are prohibited from being imported or offered for entry into the United States except as provided in paragraph (c) of this section:

(1) *Rhododendron* spp. (rhododendron and azalea) or other genera or species of similar slow growth habit, other than artificially dwarfed plants meeting the conditions in § 319.37-5(q):

(i) Exceeding 3 years of age if grown from seeds or cuttings; or

(ii) Exceeding 2 years of age after severance from the parent plant if produced by layers; or

(iii) Having more than 3 years' growth from the bud or graft if produced by budding or grafting.

(2) Any naturally dwarf or miniature form of tree or shrub exceeding 305 millimeters (approximately 12 inches) in length from the soil line.

(3) Herbaceous perennials (except epiphytes) imported in the form of root crowns or clumps exceeding 102 millimeters (approximately 4 inches) in diameter.

(4) Stem cuttings without leaves, without roots, without sprouts, and without branches (other than cactus cuttings and cuttings of epiphytes) exceeding 102 millimeters (approximately 4 inches) in diameter or exceeding 1.83 meters (approximately 6 feet) in

length; and stem cuttings of epiphytes with or without aerial roots (without leaves, without sprouts, and without branches) exceeding 102 millimeters (approximately 4 inches) in diameter or exceeding 1.83 meters (approximately 6 feet) in length.

(5) Cactus cuttings (without roots or branches) exceeding 153 millimeters (approximately 6 inches) in diameter or exceeding 1.22 meters (approximately 4 feet) in length.

(6)(i) Plants (other than stem cuttings, cactus cuttings, artificially dwarfed plants meeting the conditions in § 319.37-5(q), *Dracaena* spp. plants from Costa Rica meeting the conditions of § 319.37-5(y), and palms and plants whose growth habits simulate palms) exceeding 460 millimeters (approximately 18 inches) in length from soil line (top of rooting zone for plants produced by air layering) to the farthest terminal growing point and whose growth habits simulate the woody habits of trees and shrubs, including but not limited to cacti, cycads, yuccas, and dracaenas.

(ii) Palms and plants whose growth habits simulate palms, that exceed a total length (stem plus leaves) of 915 millimeters (approximately 36 inches) in length.

(7) Any tree or shrub of a type not listed above, other than an artificially dwarf plant meeting the conditions in § 319.37-5(q), and:

(i) Exceeding 2 years of age if grown from seeds or cuttings; or

(ii) Exceeding 1 year of age after severance from the parent plant if produced by layers; or

(iii) Having more than 2 years' growth from the bud or graft if produced by budding or grafting.

(c) Any article listed as a prohibited article in paragraph (a) or (b) of this section, and any article listed in accordance with § 319.37-2a of this subpart as an article whose importation is not authorized pending pest risk analysis, may be imported or offered for entry into the United States if:

(1) Imported for experimental, therapeutic, or developmental purposes under the conditions specified in a controlled import permit issued in accordance with § 319.6;

(2) Imported at the National Plant Germplasm Inspection Station, Building 580, Beltsville Agricultural Research Center East, Beltsville, MD 20705 or through any Federal plant inspection station listed in § 319.37-14;

(3) Imported pursuant to a controlled import permit issued for such article and kept on file at the port of entry;

(4) Imported under conditions specified on the controlled import permit and found by the Administrator to be adequate to prevent the introduction into the United States of plant pests, i.e., conditions of treatment, processing, growing, shipment, disposal; and

(5) Imported with a controlled import tag or label securely attached to the outside of the container containing the article or securely attached to the article itself if not in a container, and with such tag or label bearing a controlled import permit number corresponding to the number of the controlled import permit issued for such article.

[45 FR 31585, May 13, 1980]

EDITORIAL NOTE: For FEDERAL REGISTER citations affecting § 319.37-2, see the List of CFR Sections Affected, which appears in the Finding Aids section of the printed volume and at www.fdsys.gov.

§ 319.37-2a Taxa of regulated plants for planting whose importation is not authorized pending pest risk analysis.

(a) *Determination by the Administrator.* The importation of certain taxa of plants for planting poses a risk of introducing quarantine pests into the United States. Therefore, the importation of these taxa is not authorized pending the completion of a pest risk analysis, except as provided in § 319.37-2(c). Lists of these taxa may be found on the Internet at http://www.aphis.usda.gov/import_export/plants/plant_imports/Q37_nappra.shtml. There are two lists of taxa whose importation is not authorized pending pest risk analysis: A list of taxa of plants for planting that are quarantine pests, and a list of taxa of plants for planting that are hosts of quarantine pests. For taxa of plants for planting that have been determined to be quarantine pests, the list includes the names of the taxa. For taxa of plants